

Senate Amendment 5131

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1 1 Amend Senate File 2260 as follows:
1 2 #1. Page 1, by inserting before line 1 the
1 3 following:
1 4 1 5 2003, is amended by adding the following new
1 6 subsection:
1 7 NEW SUBSECTION. 135C. Assess the domestic or
1 8 sexual abuse surcharge of fifty dollars as provided by
1 9 section 911.4.
1 10 Sec. _____. Section 602.8107, subsection 4,
1 11 unnumbered paragraph 2, Code Supplement 2003, is
1 12 amended to read as follows:
1 13 This subsection does not apply to amounts collected
1 14 for victim restitution, the victim compensation fund,
1 15 criminal penalty surcharge, law enforcement initiative
1 16 surcharge, domestic or sexual abuse surcharge, amounts
1 17 collected as a result of procedures initiated under
1 18 subsection 5 or under section 8A.504, or sheriff's
1 19 room and board fees.
1 20 Sec. _____. Section 602.8108, Code Supplement 2003,
1 21 is amended by adding the following new subsection:
1 22 NEW SECTION. 4A. Notwithstanding provisions of
1 23 this section to the contrary, all moneys collected
1 24 from the domestic or sexual abuse surcharge provided
1 25 in section 911.4 shall be deposited in the crime
1 26 victim compensation fund established in section
1 27 915.94.>
1 28 #2. Page 1, by inserting after line 16 the
1 29 following:
1 30 _____. Section 902.9, unnumbered paragraph 2,
1 31 Code 2003, is amended to read as follows:
1 32 The ~~criminal penalty surcharge surcharges~~ required
1 33 by sections 911.2, ~~and 911.3, and 911.4~~ shall be added
1 34 to a fine imposed on a class "C" or class "D" felon,
1 35 as provided by those sections, and is not a part of or
1 36 subject to the maximums set in this section.
1 37 Sec. _____. Section 903.1, subsection 4, Code 2003,
1 38 is amended to read as follows:
1 39 4. The ~~criminal penalty surcharge surcharges~~
1 40 required by sections 911.2, ~~and 911.3, and 911.4~~ shall
1 41 be added to a fine imposed on a misdemeanor, and ~~is~~
1 42 ~~are~~ not a part of or subject to the maximums set in
1 43 this section.
1 44 Sec. _____. Section 909.8, Code 2003, is amended to
1 45 read as follows:
1 46 909.8 PAYMENT AND COLLECTION PROVISIONS APPLY TO
1 47 SURCHARGE.
1 48 The provisions of this chapter governing the
1 49 payment and collection of a fine, except section
1 50 909.3A, also apply to the payment and collection of
2 1 surcharges imposed pursuant to chapter 911. However,
2 2 section 909.10 shall not apply to surcharges assessed
2 3 under ~~section sections~~ 911.3 ~~and 911.4~~.
2 4 Sec. _____. NEW SECTION. 911.4 DOMESTIC OR SEXUAL
2 5 ABUSE SURCHARGE.
2 6 In addition to any of the other surcharges assessed
2 7 under this chapter, a domestic or sexual abuse
2 8 surcharge of fifty dollars shall be assessed by the
2 9 clerk of the district court if an adjudication of
2 10 guilt or a deferred judgment has been entered for a
2 11 criminal violation of section 708.2A, 709.2, 709.3, or
2 12 709.4.>
2 13 #3. Title page, line 1, by inserting after the
2 14 word the following: <, and providing for a fee
2 15 in domestic or sexual abuse cases>.
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2 19 _____
2 19 ROBERT E. DVORSKY
2 20 SF 2260.701 80
2 21 jm/gg